

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, D.C. 20436

Before the Honorable Paul J. Luckern  
Administrative Law Judge

 **ORIGINAL**

In the Matter of

CERTAIN LAMINATED FLOOR PANELS

Inv. No. 337-TA-545

PUBLIC VERSION

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**RESPONSE TO AMENDED COMPLAINT  
AND NOTICE OF INVESTIGATION OF RESPONDENTS  
CHANGZHOU SAILI WOOD CO., LTD.; CHANGZHOU WUJIN  
ZHONGXIN WOOD CO., LTD.; FUJIAN YONGAN FORESTRY (GROUP)  
JOINT STOCK CO., LTD.; JIANGSU LODGI WOODS INDUSTRY CO., LTD.  
AND YINGBIN-NATURE (GUANGDONG) WOOD INDUSTRY CO., LTD.**

Changzhou Saili Wood Co., Ltd. ("CHANGZHOU SAILI WOOD"), Changzhou Wujin Zhongxin Wood Co., Ltd. ("CHANGZHOU WUJIN"), Fujian Yongan Forestry (Group) Joint Stock Co., Ltd. ("FUJIAN YONGAN"), Jiangsu Lodgi Woods Industry Co., Ltd. ("LODGI WOODS") and Yingbin-Nature (Guangdong) Wood Industry Co., Ltd., referred to as "Yingbin (Shunde-Foshan) Wood Industry Co., Ltd." ("YINGBIN") in the Amended Complaint (collectively "Respondents"), by their attorneys, hereby respond to the Amended Complaint and Notice of Investigation in the above-captioned investigation under Section 337 of the Tariff Act of 1930.

**RESPONSE TO AMENDED COMPLAINT**

1.1. Respondents admit that a complaint has been filed by the Complainants Unilin Beheer B.V. (“Unilin Beheer”), Floor Industries Ltd. (“Flooring Industries”) and Unilin Flooring N.C.LLC (“Unilin Flooring”) (collectively, “Complainants” or “Unilin”) with the United States International Trade Commission to amend notice of investigation and Complaint by adding respondents, adding U.S. Patent No. 6,928,779 (“‘779 patent”) and clarifying support for domestic industry pursuant to Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, but deny that Respondents have unlawfully imported into the United States, sold for importation into the United States, and/or sold within the United States after importation, any articles that infringe any valid and enforceable United States patent purportedly owned by the Complainants and all other allegations in Paragraph 1.1 of the Amended Complaint.

1.2. Respondents deny the allegations in Paragraph 1.2 of the Amended Complaint to the extent such allegations are applied to the Respondents.

1.3. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 1.3 of the Amended Complaint, and therefore deny the same.

1.4. Respondents deny the allegations in Paragraph 1.4 of the Amended Complaint regarding the existence of “domestic industry” to the extent such allegations are applied to the Respondents.

1.5. Respondents admit that the Complainants have sought an exclusion order and cease and desist orders in their complaint.

2.1. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 2.1 of the Amended Complaint, and therefore deny the same.

2.2. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 2.2 of the Amended Complaint, and therefore deny the same.

2.3. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 2.3 of the Amended Complaint, and therefore deny the same.

3.1. The allegations in Paragraph 3.1 are directed solely to Respondent 3E, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.2. The allegations in Paragraph 3.2 are directed solely to Respondent 3E, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.3. The allegations in Paragraph 3.3 are directed solely to Respondent AMZ, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.4. The allegations in Paragraph 3.4 are directed solely to Respondent AMZ, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.5. The allegations in Paragraph 3.5 are directed solely to Respondent CHANGZHOU DONGJIA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.6. The allegations in Paragraph 3.6 are directed solely to Respondent CHANGZHOU DONGJIA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.7. The allegations of paragraph 3.7 are directed solely to respondent CHANGZHOU SAILI WOOD. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent CHANGZHOU SAILI WOOD admits the allegations in Paragraph 3.7 of the Amended Complaint.

3.8. The allegations of paragraph 3.8 are directed solely to respondent CHANGZHOU SAILI WOOD. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent CHANGZHOU SAILI WOOD admits that CHANGZHOU SAILI WOOD is in the business of manufacturing in China and selling for importation into the United States laminated floor panels but denies that it is related through ownership with Respondent HFC and denies its products infringe any valid and enforceable United States patent purportedly owned by the Complainants.

3.9. The allegations of paragraph 3.9 are directed solely to respondent CHANGZHOU WUJIN. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent CHANGZHOU WUJIN admits that CHANGZHOU WUJIN is a company organized and existing under the laws of China, but denies the other allegations contained in the first

sentence of paragraph 3.9 as its principal place of business is Henglin Town, Changzhou City, Jiangsu, China.

3.10 The allegations of paragraph 3.10 are directed solely to respondent CHANGZHOU WUJIN. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent CHANGZHOU WUJIN further admits that it is in the business of manufacturing in China and selling for importation into the United States laminated floor panels but denies the allegations that such products infringe any valid and enforceable United States patent purportedly owned by the Complainants.

3.11. The allegations in Paragraph 3.11 are directed solely to Respondent CHINA FLOORS, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.12. The allegations in Paragraph 3.12 are directed solely to Respondent CHINA FLOORS, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.13. The allegations in Paragraph 3.13 are directed solely to Respondent DALTON, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.14. The allegations in Paragraph 3.14 are directed solely to Respondent DALTON, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.15. The allegations of paragraph 3.15 are directed solely to respondent FUJIAN

YONGAN. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent FUJIAN YONGAN admits the allegations in Paragraph 3.15 of the Amended Complaint.

3.16. The allegations of paragraph 3.16 are directed solely to respondent FUJIAN YONGAN. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent FUJIAN YONGAN admits that FUJIAN YONGAN is in the business of manufacturing in China and selling for importation into the United States laminated floor panels but denies the allegations that such products infringe any valid and enforceable United States patent purportedly owned by the Complainants.

3.17. The allegations in Paragraph 3.17 are directed solely to Respondent HFC, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.18. The allegations in Paragraph 3.18 are directed solely to Respondent HFC, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.19. The allegations in Paragraph 3.19 are directed solely to Respondent HUZHOU YONGJI, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.20. The allegations in Paragraph 3.20 are directed solely to Respondent HUZHOU YONGJI, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.21. The allegations in Paragraph 3.21 are directed solely to Respondent INTER SOURCE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.22. The allegations in Paragraph 3.22 are directed solely to Respondent INTER SOURCE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.23. The allegations in Paragraph 3.23 are directed solely to Respondent LODGI NA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.24. The allegations in Paragraph 3.24 are directed solely to Respondent LODGI NA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.25. The allegations of paragraph 3.25 are directed solely to respondent LODGI WOODS. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent LODGI WOODS admits that LODGI WOODS is a company organized and existing under the laws of China, but denies the other allegations contained in the first sentence of paragraph 3.25 as its principal place of business is The Industrial Area of Henglin Town, Changzhou City, Jiangsu Province 213103, CHINA.

3.26. The allegations of paragraph 3.26 are directed solely to respondent LODGI WOODS. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent LODGI WOODS admits that LODGI WOODS is in the business of manufacturing

in China and selling for importation into the United States laminated floor panels but denies the allegations that such products infringe any valid and enforceable United States patent purportedly owned by the Complainants.

3.27. The allegations in Paragraph 3.27 are directed solely to Respondent PACIFIC FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.28. The allegations in Paragraph 3.28 are directed solely to Respondent PACIFIC FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.29. The allegations in Paragraph 3.29 are directed solely to Respondent P.J. FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.30. The allegations in Paragraph 3.30 are directed solely to Respondent P.J. FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.31. The allegations in Paragraph 3.31 are directed solely to Respondent POWER DEKOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.32. The allegations in Paragraph 3.32 are directed solely to Respondent POWER DEKOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.



3.33. The allegations in Paragraph 3.33 are directed solely to Respondent QUALITY CRAFT, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.34. The allegations in Paragraph 3.34 are directed solely to Respondent QUALITY CRAFT, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.35. The allegations in Paragraph 3.35 are directed solely to Respondent R.A.H., an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.36. The allegations in Paragraph 3.36 are directed solely to Respondent R.A.H., an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.37. The allegations in Paragraph 3.37 are directed solely to Respondent SALVAGE BUILDING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.38. The allegations in Paragraph 3.38 are directed solely to Respondent SALVAGE BUILDING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.39. The allegations in Paragraph 3.39 are directed solely to Respondent SHANGHAI DEKORMAN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.40. The allegations in Paragraph 3.40 are directed solely to Respondent SHANGHAI DEKORMAN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.41. The allegations in Paragraph 3.41 are directed solely to Respondent SHANGHAI ZHENGRUN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.42. The allegations in Paragraph 3.42 are directed solely to Respondent SHANGHAI ZHENGRUN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.43. The allegations in Paragraph 3.43 are directed solely to Respondent SHENGDA FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.44. The allegations in Paragraph 3.44 are directed solely to Respondent SHENGDA FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.45. The allegations in Paragraph 3.45 are directed solely to Respondent STALHEIM INDUSTRIES, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.46. The allegations in Paragraph 3.46 are directed solely to Respondent STALHEIM INDUSTRIES, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.47. The allegations in Paragraph 3.47 are directed solely to Respondent STALHEIM USA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.48. The allegations in Paragraph 3.48 are directed solely to Respondent STALHEIM USA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.49. The allegations in Paragraph 3.49 are directed solely to Respondent TSAILIN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.50. The allegations in Paragraph 3.50 are directed solely to Respondent TSAILIN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.51. The allegations in Paragraph 3.51 are directed solely to Respondent UNIVERSAL FLOOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.52. The allegations in Paragraph 3.52 are directed solely to Respondent UNIVERSAL FLOOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.53. The allegations in Paragraph 3.53 are directed solely to Respondent VEGAS LAMINATE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.54. The allegations in Paragraph 3.54 are directed solely to Respondent VEGAS LAMINATE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.55. The allegations in Paragraph 3.55 are directed solely to Respondent VÖHRINGER, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.56. The allegations in Paragraph 3.56 are directed solely to Respondent VÖHRINGER, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.57. The allegations in Paragraph 3.57 are directed solely to Respondent YEKALON, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.58. The allegations in Paragraph 3.58 are directed solely to Respondent YEKALON, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.59. The allegations of paragraph 3.59 are directed solely to respondent YINGBIN. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent YINGBIN admits that YINGBIN is a company organized and existing under the laws of China, but denies the other allegations contained in the first sentence of paragraph 3.59 as its principal place of business is Wusha Bridge, Daliang Street, Shunde District, Foshan, Guangdong Province 528306, CHINA.

3.60. The allegations of paragraph 3.60 are directed solely to respondent YINGBIN. Therefore, the remaining respondents neither admit nor deny these allegations. Respondent YINGBIN denies the allegations contained in Paragraph 3.60 of the Amended Complaint.

3.61. The allegations in Paragraph 3.61 are directed solely to Respondent QDM, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.62. The allegations in Paragraph 3.62 are directed solely to Respondent QDM, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.63. The allegations in Paragraph 3.63 are directed solely to Respondent HANSOL, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

3.64. The allegations in Paragraph 3.64 are directed solely to Respondent HANSOL, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

4.1. Respondents deny the allegations in Paragraph 4.1 of the Amended Complaint to the extent such allegations are applied to the Respondents.

4.2. Respondents deny the allegations in Paragraph 4.2 of the Amended Complaint to the extent such allegations are applied to the Respondents.

4.3. Respondents deny the allegations in Paragraph 4.3 of the Amended Complaint to the extent such allegations are applied to the Respondents.

4.4. Respondents deny the allegations in Paragraph 4.4 of the Amended Complaint to the extent such allegations are applied to the Respondents.

5.1. Respondents admit the allegations in Paragraph 5.1 of the Amended Complaint to the extent it identifies a patent issued to the Complainants but lack information or knowledge sufficient to form a belief as to the truth of the other allegations contained in the paragraph, and therefore deny the same.

5.2. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 5.2 of the Amended Complaint, and therefore deny the same.

5.3. Respondents admit the allegations in Paragraph 5.3 of the Amended Complaint to the extent it accurately identifies the '486 patent.

5.4. Respondents admit the allegations in Paragraph 5.4 of the Amended Complaint to the extent it identifies a patent issued to the Complainants but lack information or knowledge sufficient to form a belief as to the truth of the other allegations contained in the paragraph, and therefore deny the same.

5.5. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 5.5 of the Amended Complaint, and therefore deny the same.

5.6. Respondents admit the allegations in Paragraph 5.6 of the Amended Complaint to the extent it accurately identifies the '836 patent.

5.7. Respondents admit the allegations in Paragraph 5.7 of the Amended Complaint to

the extent it identifies a patent issued to the Complainants but lack information or knowledge sufficient to form a belief as to the truth of the other allegations contained in the paragraph, and therefore deny the same.

5.8. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 5.8 of the Amended Complaint, and therefore deny the same.

5.9. Respondents admit the allegations in Paragraph 5.9 of the Amended Complaint to the extent it accurately identifies the '292 patent.

5.10. Respondents admit the allegations in Paragraph 5.10 of the Amended Complaint to the extent it identifies a patent issued to the Complainants but lack information or knowledge sufficient to form a belief as to the truth of the other allegations contained in the paragraph, and therefore deny the same.

5.11. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 5.11 of the Amended Complaint, and therefore deny the same.

5.12. Respondents admit the allegations in Paragraph 5.12 of the Amended Complaint to the extent it accurately identifies the '779 patent.

5.13. Respondents admit the allegations in Paragraph 5.13 of the Amended Complaint to the extent it identifies Exhibit 5 as a list of foreign patents and pending foreign patents application corresponding to the '486, '836, '292 and '779 patents.

6.1. Respondents deny the allegations in Paragraph 6.1 of the Amended Complaint to

the extent such allegations are applied to the Respondents.

6.2. The allegations in Paragraph 6.2 are directed solely to respondent 3E, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.3. The allegations in Paragraph 6.3 are directed solely to respondent AMZ, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.4. The allegations in Paragraph 6.4 are directed solely to respondent CHANGZHOU DONGJIA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.5. The allegations in Paragraph 6.5 are directed solely to Respondents HFC and CHANGZHOU SAILI WOOD. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU SAILI WOOD admits only that the allegations in Paragraph 6.5 of the Amended Complaint identify Exhibits 12, 13 and 105 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The samples referred to in Exhibit 48 have not been available to the Respondents.)

6.6. The allegations in Paragraph 6.6 are directed solely to Respondent CHANGZHOU WUJIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU WUJIN admits only that the allegations in Paragraph 6.6 of the Amended Complaint identify Exhibits 14, 15 and 106 as photographs, but otherwise



lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The samples referred to in Exhibit 51 have not been available to the Respondents.)

6.7. The allegations in Paragraph 6.7 are directed solely to Respondent CHINA FLOORS, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.8. The allegations in Paragraph 6.8 are directed solely to Respondent HUZHOU YONGJI, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.9. The allegations in Paragraph 6.9 are directed solely to respondents LODGI WOODS, LODGI NA and UNIVERSAL FLOORING. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent LODGI WOODS admits only that the allegations in Paragraph 6.9 of the Amended Complaint identify Exhibits 20, 21 and 109 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The samples referred to in Exhibits 48 and 64 have not been available to the Respondents.)

6.10. The allegations in Paragraph 6.10 are directed solely to Respondent PACIFIC FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.11. The allegations in Paragraph 6.11 are directed solely to Respondent P.J. FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit

nor deny such allegations.

6.12. The allegations in Paragraph 6.12 are directed solely to Respondent POWER DEKOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.13. The allegations in Paragraph 6.13 are directed solely to Respondent SHANGHAI DEKORMAN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.14. The allegations in Paragraph 6.14 are directed solely to Respondent SHANGHAI ZHENGRUN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.15. The allegations in Paragraph 6.15 are directed solely to Respondents STALHEIM INDUSTRIES and STALHEIM USA, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.16. The allegations in Paragraph 6.16 are directed solely to Respondent TSAILIN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.17. The allegations in Paragraph 6.17 are directed solely to Respondents VÖHRINGER and QUALITY CRAFT, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.18. The allegations in Paragraph 6.18 are directed solely to Respondents YEKALON and INTER SOURCE, two entities unrelated to the Respondents. Therefore, the Respondents

neither admit nor deny such allegations.

6.19. The allegations in Paragraph 6.19 are directed solely to Respondent YINGBIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent YINGBIN admits only that the allegations in Paragraph 6.19 of the Amended Complaint identify Exhibits 40, 41 and 119 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The sample referred to in Exhibit 48 has not been available to the Respondents.)

6.20. The allegations in Paragraph 6.20 are directed solely to Respondents FUJIAN YONGAN, SALVAGE BUILDING and DALTON. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent FUJIAN YONGAN admits only that the allegations in Paragraph 6.20 of the Amended Complaint identify Exhibits 42, 43 and 120 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The samples referred to in Exhibit 83 have not been available to the Respondents.)

6.21. The allegations in Paragraph 6.21 are directed solely to Respondent VEGAS LAMINATE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.22. The allegations in Paragraph 6.22 are directed solely to Respondent SHENGDA FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.23. The allegations in Paragraph 6.23 are directed solely to Respondent QDM, an

entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

6.24. The allegations in Paragraph 6.24 are directed solely to Respondent HANSOL, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.1. Respondents only admit the allegations in Paragraph 7.1 that they manufacture and/or have manufactured outside of the United States the accused laminated floor panels shown in photographs identified in the preceding paragraphs applied to them.

7.2. The allegations in Paragraph 7.2 are directed solely to Respondent 3E, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.3. The allegations in Paragraph 7.3 are directed solely to Respondent 3E, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.4. The allegations in Paragraph 7.4 are directed solely to respondent 3E, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.5. The allegations in Paragraph 7.5 are directed solely to Respondent 3E, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.6. The allegations in Paragraph 7.6 are directed solely to Respondent AMZ, an entity

unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.7. The allegations in Paragraph 7.7 are directed solely to Respondent AMZ, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.8. The allegations in Paragraph 7.8 are directed solely to Respondent AMZ, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.9. The allegations in Paragraph 7.9 are directed solely to Respondent AMZ, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.10. The allegations in Paragraph 7.10 are directed solely to Respondent CHANGZHOU DONGJIA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.11. The allegations in Paragraph 7.11 are directed solely to Respondent CHANGZHOU DONGJIA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.12. The allegations in Paragraph 7.12 are directed solely to Respondent CHANGZHOU DONGJIA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.13. The allegations in Paragraph 7.13 are directed solely to Respondent

CHANGZHOU DONGJIA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.14. The allegations in Paragraph 7.14 are directed solely to Respondents CHANGZHOU SAILI WOOD and HFC. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU SAILI WOOD admits only that the allegations in Paragraph 7.14 of the Amended Complaint identify Exhibit 12 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The sample referred to in Exhibit 48 has not been available to the Respondents).

7.15. The allegations in Paragraph 7.15 are directed solely to Respondents CHANGZHOU SAILI WOOD and HFC. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU SAILI WOOD lacks information or knowledge sufficient to form a belief as to the truth of the allegations, and therefore denies the same.

7.16. The allegations in Paragraph 7.16 are directed solely to Respondents CHANGZHOU SAILI WOOD and HFC. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU SAILI WOOD admits it is located in Jiangsu, China but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations contained in Paragraph 7.16, and therefore denies the same.

7.17. The allegations in Paragraph 7.17 are directed solely to Respondents CHANGZHOU SAILI WOOD and HFC. Therefore, the remaining respondents neither admit nor

deny such allegations. Respondent CHANGZHOU SAILI WOOD admits it is located in Jiangsu, China and sells for importation its laminated floor panels into the United States but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations contained in Paragraph 7.17, and therefore denies the same.

7.18. The allegations in Paragraph 7.18 are directed solely to Respondent CHANGZHOU WUJIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU WUJIN admits only that the allegations in Paragraph 7.18 of the Amended Complaint identify Exhibit 14 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The samples referred to in Exhibit 51 have not been available to the Respondents).

7.19. The allegations in Paragraph 7.19 are directed solely to Respondent CHANGZHOU WUJIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU WUJIN lacks information or knowledge sufficient to form a belief as to the truth of the allegations, and therefore denies the same.

7.20. The allegations in Paragraph 7.20 are directed solely to Respondent CHANGZHOU WUJIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent CHANGZHOU WUJIN admits it is located in Jiangsu, China and sells for importation its laminated floor panels into the United States but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations contained in Paragraph 7.20, and therefore denies the same.

7.21. The allegations in Paragraph 7.21 are directed solely to Respondent CHINA FLOORS, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.22. The allegations in Paragraph 7.22 are directed solely to Respondent CHINA FLOORS, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.23. The allegations in Paragraph 7.23 are directed solely to Respondent CHINA FLOORS, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.24. The allegations in Paragraph 7.24 are directed solely to Respondent HUZHOU YONGJI, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.25. The allegations in Paragraph 7.25 are directed solely to Respondent HUZHOU YONGJI, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.26. The allegations in Paragraph 7.26 are directed solely to Respondent HUZHOU YONGJI, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.27. The allegations in Paragraph 7.27 are directed solely to Respondents LODGI WOODS, LODGI NA and UNIVERSAL FLOOR. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent LODGI WOODS admits only that the allegations in



Paragraph 7.27 of the Amended Complaint identify Exhibit 20 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The samples referred to in Exhibits 48 and 64 have not been available to the Respondents).

7.28. The allegations in Paragraph 7.28 are directed solely to Respondent LODGI NA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.29. The allegations in Paragraph 7.29 are directed solely to Respondent LODGI NA, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.30. The allegations in Paragraph 7.30 are directed solely to Respondents LODGI NA and LODGI WOODS. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent LODGI WOODS admits it is located in China but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations contained in Paragraph 7.30, and therefore denies the same.

7.31. The allegations in Paragraph 7.31 are directed solely to Respondents UNIVERSAL FLOOR and LODGI WOODS. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent LODGI WOODS lacks information or knowledge sufficient to form a belief as to the truth of the allegations, and therefore denies the same.

7.32. The allegations in Paragraph 7.32 are directed solely to Respondent LODGI WOODS. Therefore, the remaining respondents neither admit nor deny such allegations.

Respondent LODGI WOODS admits it has a factory located in China for manufacturing laminated floor panels, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations contained in Paragraph 7.32, and therefore denies the same.

7.33. The allegations in Paragraph 7.33 are directed solely to Respondent PACIFIC FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.34. The allegations in Paragraph 7.34 are directed solely to Respondent PACIFIC FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.35. The allegations in Paragraph 7.35 are directed solely to Respondent PACIFIC FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.36. The allegations in Paragraph 7.36 are directed solely to Respondent PACIFIC FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.37. The allegations in Paragraph 7.37 are directed solely to Respondent P.J. FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.38. The allegations in Paragraph 7.38 are directed solely to Respondent P.J. FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit

nor deny such allegations.

7.39. The allegations in Paragraph 7.39 are directed solely to Respondent P.J. FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.40. The allegations in Paragraph 7.40 are directed solely to Respondent POWER DEKOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.41. The allegations in Paragraph 7.41 are directed solely to Respondent POWER DEKOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.42. The allegations in Paragraph 7.42 are directed solely to Respondent POWER DEKOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.43. The allegations in Paragraph 7.43 are directed solely to Respondent POWER DEKOR, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.44. The allegations in Paragraph 7.44 are directed solely to Respondent SHANGHAI DEKORMAN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.45. The allegations in Paragraph 7.45 are directed solely to Respondent SHANGHAI DEKORMAN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit

nor deny such allegations.

7.46. The allegations in Paragraph 7.46 are directed solely to Respondent SHANGHAI DEKORMAN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.47. The allegations in Paragraph 7.47 are directed solely to Respondent SHANGHAI DEKORMAN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.48. The allegations in Paragraph 7.48 are directed solely to Respondent SHANGHAI ZHENGRUN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.49. The allegations in Paragraph 7.49 are directed solely to Respondent SHANGHAI ZHENGRUN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.50. The allegations in Paragraph 7.50 are directed solely to Respondent SHANGHAI ZHENGRUN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.51. The allegations in Paragraph 7.51 are directed solely to Respondents STALHEIM INDUSTRIES and STALHEIM USA, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.52. The allegations in Paragraph 7.52 are directed solely to Respondents STALHEIM INDUSTRIES and STALHEIM USA, two entities unrelated to the Respondents. Therefore, the

Respondents neither admit nor deny such allegations.

7.53. The allegations in Paragraph 7.53 are directed solely to Respondent STALHEIM INDUSTRIES, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.54. The allegations in Paragraph 7.54 are directed solely to Respondent STALHEIM INDUSTRIES, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.55. The allegations in Paragraph 7.55 are directed solely to Respondent TSAILIN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.56. The allegations in Paragraph 7.56 are directed solely to Respondent TSAILIN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.57. The allegations in Paragraph 7.57 are directed solely to Respondent TSAILIN, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.58. The allegations in Paragraph 7.58 are directed solely to Respondents QUALITY CRAFT and VÖHRINGER, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.59. The allegations in Paragraph 7.59 are directed solely to Respondents QUALITY CRAFT and VÖHRINGER, two entities unrelated to the Respondents. Therefore, the

Respondents neither admit nor deny such allegations.

7.60. The allegations in Paragraph 7.60 are directed solely to Respondents QUALITY CRAFT and VÖHRINGER, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.61. The allegations in Paragraph 7.61 are directed solely to Respondent VÖHRINGER, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.62. The allegations in Paragraph 7.62 are directed solely to Respondents YEKALON and INTER SOURCE, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.63. The allegations in Paragraph 7.63 are directed solely to Respondents YEKALON and INTER SOURCE, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.64. The allegations in Paragraph 7.64 are directed solely to Respondent YEKALON, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.65. The allegations in Paragraph 7.65 are directed solely to Respondent YEKALON, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.66. The allegations in Paragraph 7.66 are directed solely to Respondent INTER SOURCE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor

deny such allegations.

7.67. The allegations in Paragraph 7.67 are directed solely to Respondent YINGBIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent YINGBIN admits only that the allegations in Paragraph 7.67 of the Amended Complaint identify Exhibit 40 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The sample referred to in Exhibit 48 has not been available to the Respondents).

7.68. The allegations in Paragraph 7.68 are directed solely to Respondent YINGBIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent YINGBIN lacks information or knowledge sufficient to form a belief as to the truth of the allegations, and therefore denies the same.

7.69. The allegations in Paragraph 7.69 are directed solely to Respondent YINGBIN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent YINGBIN admits it has a factory located in Shunde, Guangdong, but denies the other allegations contained in Paragraph 7.69 of the Amended Complaint. YINGBIN does not manufacture the accused laminated floor panels. YINGBIN's suppliers are Hangzhou Sengjia Wood Industry Co., Ltd. with its principal place of business at 6F, Singular Mansion, No. 400 Shaoxing Road, Hangzhou, Jiangsu Province, 310004; Changzhou Fulijia Woodwork Co., Ltd. with its principal place of business at North Development Zoon, Henglin Town, Changzhou City, Jiangsu Province 213103, CHINA; Cartier Wood (China) Co. Ltd., with its plant at Cartier Industrial Park Zone, Danyang, China; and Zhongshan Media Wood Industry Co., Ltd. with its principal place of

business at Makeng Road, Dayong Town, Zhongshan City, Guangdong Province, China

7.70. The allegations in Paragraph 7.70 are directed solely to Respondents SALVAGE BUILDING, DALTON and FUJIAN YONGAN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent FUJIAN YONGAN admits only that the allegations in Paragraph 7.70 of the Amended Complaint identify Exhibit 42 as photographs, but otherwise lacks information or knowledge sufficient to form a belief as to the truth of the other allegations, and therefore denies the same. (The sample referred to in Exhibit 83 has not been available to the Respondents).

7.71. The allegations in Paragraph 7.71 are directed solely to Respondents SALVAGE BUILDING and FUJIAN YONGAN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent FUJIAN YONGAN admits that Exhibit 83 is a declaration, but lacks information or knowledge sufficient to form a belief as to the truth of the allegations, and therefore denies the same.

7.72. The allegations in Paragraph 7.72 are directed solely to Respondents DALTON and SALVAGE BUILDING, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.73. The allegations in Paragraph 7.73 are directed solely to Respondent DALTON, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.74. The allegations in Paragraph 7.74 are directed solely to Respondent FUJIAN YONGAN. Therefore, the remaining respondents neither admit nor deny such allegations.



Respondent FUJIAN YONGAN admits it has a factory located in China for manufacturing laminated floor but denies that its products are infringing.

7.75. The allegations in Paragraph 7.75 are directed solely to Respondent FUJIAN YONGAN. Therefore, the remaining respondents neither admit nor deny such allegations. Respondent FUJIAN YONGAN admits it has a factory located in China for manufacturing laminated floor but denies that its products are infringing.

7.76. The allegations in Paragraph 7.76 are directed solely to Respondent VEGAS LAMINATE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.77. The allegations in Paragraph 7.77 are directed solely to Respondent VEGAS LAMINATE, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.78. The allegations in Paragraph 7.78 are directed solely to Respondents R.A.H. and SHENGDA FLOORING, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.79. The allegations in Paragraph 7.79 are directed solely to Respondents R.A.H. and SHENGDA FLOORING, two entities unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.80. The allegations in Paragraph 7.80 are directed solely to Respondent SHENGDA FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.81. The allegations in Paragraph 7.81 are directed solely to Respondent SHENGDA FLOORING, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.82. The allegations in Paragraph 7.82 are directed solely to Respondent QDM, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.83. The allegations in Paragraph 7.83 are directed solely to Respondent QDM, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.84. The allegations in Paragraph 7.84 are directed solely to respondent HANSOL, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.85. The allegations in Paragraph 7.85 are directed solely to Respondent HANSOL, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.86. The allegations in Paragraph 7.86 are directed solely to Respondent HANSOL, an entity unrelated to the Respondents. Therefore, the Respondents neither admit nor deny such allegations.

7.87. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 7.87 of the Amended Complaint, and therefore deny the same.

8.1. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 8.1 of the Amended Complaint, and therefore deny the same.

8.2. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 8.2 of the Amended Complaint, and therefore deny the same.

8.3. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 8.3 of the Amended Complaint, and therefore deny the same.

9.1. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 9.1 of the Amended Complaint, and therefore deny the same.

9.2. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 9.2 of the Amended Complaint, and therefore deny the same.

9.3. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 9.3 of the Amended Complaint, and therefore deny the same.

9.4. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 9.4 of the Amended Complaint, and therefore deny the same.

9.5. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 9.5 of the Amended Complaint, and therefore deny the same.

10.1. Respondents admit that Paragraph 10.1 provides a list of related litigations, but lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 10.1 of the Amended Complaint, and therefore neither deny nor admit the allegations contained in Paragraph 10.1.

10.2. Respondents admit that Paragraph 10.2 provides a list of foreign patents counterpart to the U.S. patents at issue, but lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 10.2 of the Amended Complaint, and therefore neither admit nor deny the allegations in Paragraph 10.2.

10.3. Respondents lack information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 10.3 of the Amended Complaint, and therefore neither admit nor deny the same.

### **AFFIRMATIVE DEFENSES**

#### **FIRST AFFIRMATIVE DEFENCES**

##### **(Non-Infringement)**

Respondents have not infringed, directly or indirectly, or contributorily, now have they induced infringement of the '486, '836, '292 and '779 patents.

SECOND AFFIRMATIVE DEFENSE

(Invalidity)

The '486, '836, '292 and '779 patents are invalid for failure to satisfy one or more of the conditions for patentability specified in 35 U.S.C. § 101, et. Seq., including but not limited to, §§ 102, 103 and 112.

THIRD AFFIRMATIVE DEFENSE

(Failure to State A Claim)

Complainants Unilin Beheer, Flooring Industries and Unilin Flooring have failed to state a claim upon which relief can be granted.

FOURTH AFFIRMATIVE DEFENSE

(Patent Misuse)

Complainants Unilin Beheer, Flooring Industries and Unilin Flooring are barred by the equitable doctrine of patent misuse from asserting the '486, '836, '292 and '779 patents against Respondents.

FIFTH AFFIRMATIVE DEFENSE

(Unclean Hands)

Complainants Unilin Beheer, Flooring Industries and Unilin Flooring are barred by the equitable doctrine of unclean hands from asserting the '486, '836, '292 and '779 patents against Respondents.

SIXTH AFFIRMATIVE DEFENSE

(Public Interest)

The remedies requested by Complainants Unilin Beheer, Flooring Industries and Unilin

Flooring are contrary to the public health and welfare, to competitive conditions in the U.S. economy, and to the interests of U.S. consumers.

**SEVENTH AFFIRMATIVE DEFENSE**  
(Lack of Domestic Industry)

An industry in the United States related to articles within the scope of the '486, '836, '292 and '779 patents neither exists nor is in the process of being established.

**RESPONSE TO NOTICE OF INVESTIGATION**

Pursuant to Commission Rule of Practice and procedure 201.13, Respondents hereby respond to the Notice of Investigation issued by the International Trade Commission on July 29, 2005 as Investigation No. 337-TA-545, and published in the Federal Register on August 3, 2005. 70 Fed. Reg. 44694.

Respondents admit that a Complaint was filed with the Commission on July 1, 2005 as set forth in the Summary of the Notice of Investigation. Respondents admit that the Complaint sets forth the allegations summarized in the Notice. Respondents also admit that the complainants have requested that an investigation be instituted and that, after the investigation, a permanent exclusion order and permanent cease and desist order be issued as set forth in the Summary of the Notice. Respondents admit that an amended Complaint was filed with the Commission on September 2, 2005. Respondents admit that the Motion to Amend Complaint was granted on September 19, 2005, by Initial Determination (Order No. 4) of the Administrative Law Judge. Respondents admit that the Complaint sets forth the allegations and have requested

an investigation be instituted and that, after the investigation, a permanent exclusion order and permanent cease and desist order be issued.

Respondents deny that there is or has been a violation of Section 337 (19 U.S.C. § 1337) by reason of infringement of the '486, '836, '292 and '779 patents. Respondents deny that there is a protectable domestic industry as defined by subsection (a)(3) and as required by subsection (a)(2) of Section 337 (19 U.S.C. § 1337 (a)(2)-(3)), and, in particular, deny that any of the asserted claims of the '486, '836, '292 and '779 patents are valid and enforceable. Respondents further deny that it is in the public interest to issue an exclusion order or a cease and desist order with respect to laminated floor panels manufactured and sold by Respondents.

**ADDITIONAL INFORMATION REQUIRED BY RULE 210.13(b)**

Pursuant to Rule 210.13(b) (19 C.F.R. § 210.13(b)), Respondents provide the following information.

1. Statistical Data on the Quantity and Value of Imports

Respondents are not importers of the accused articles into the United States. Therefore, they do not possess import statistics.

2. Harmonized Tariff Schedule Item Numbers

Respondents are not importers of the accused articles into the United States.

3. Statement Concerning Respondents' Capacity to Produce Accused Articles and the Relative Significance of the U.S. Market to Respondents' Operations

CHANGZHOU SAILI WOOD's capacity to produce the accused articles in the Amended Complaint was [ ] from Jan 1, 2004 to Jun 30, 2005. The estimated percentage of CHANGZHOU SAILI WOOD's 2005 sales of the accused products to the U.S. relative to its worldwide sales calculated on a square meter volume basis is 94%.

CHANGZHOU WUJIN's capacity to produce the accused articles in the Amended Complaint was [ ] from Jan 1, 2004 to Jun 30, 2005. The estimated percentage of CHANGZHOU WUJIN's 2005 sales of the accused products to the U.S. relative to its worldwide sales calculated on a square meter volume basis is 60%.

FUJIAN YONGAN's capacity to produce the accused articles in the Amended Complaint was [ ] from Jan 1, 2004 to Jun 30, 2005. The estimated percentage of FUJIAN YONGAN's 2005 sales of the accused products to the U.S. relative to its worldwide sales calculated on a square meter volume basis during is 3.8%.

LODGI WOODS's capacity from to produce the accused articles in the Amended Complaint was [ ] Jan 1, 2004 to Jun 30, 2005. The estimated percentage of LODGI WOODS's 2005 sales of the accused products to the U.S. relative to its worldwide sales calculated on a square meter volume basis is 5%.

YINGBIN's capacity to produce the accused articles in the Amended Complaint was [ ] from Jan 1, 2004 to Jun 30, 2005. The estimated percentage of YINGBIN's 2005 sales of the accused products to the U.S. relative to its worldwide sales calculated on a square meter volume basis is 0%.



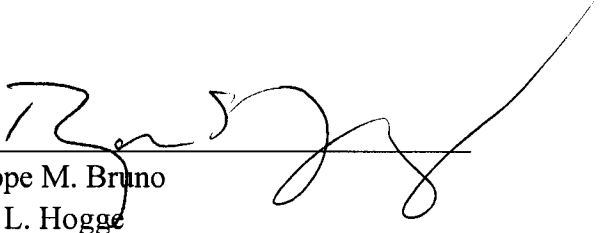
**RELIEF**

Wherefore, Respondents respectfully request that the Commission:

1. Find that no violation of section 337 of the Tariff Act of 1930, as amended, exists by reason of any importation, sale of importation or sale after importation by Respondents of certain laminated floor panels as described in the Amended Complaint;
2. Find that U.S. Patent No. 6,006,486, U.S. Patent No. 6,490,836, U.S. Patent No. 6,874,292, U.S. Patent No. 6,928,779 are invalid.
3. Determine that Respondents have not infringed U.S. Patent No. 6,006,486, U.S. Patent No. 6,490,836, U.S. Patent No. 6,874,292 or U.S. Patent No. 6,928,779.
4. Determine that there is no protectable domestic industry in United States the asserted patent;
5. Dismiss the Amended Complaint; and
6. Grant Respondents such other and further relief as the Commission determines is appropriate based upon the facts determined by the investigator and the authority of the Commission.

Respectfully submitted,

Dated: October 11, 2005



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Yingbin-Nature (Guangdong) Wood Industry Co.,  
Ltd.

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing document was served indicated to the parties listed below on this 11<sup>th</sup> day of October 2005:

Secretary Marilyn R. Abbott  
U.S. International Trade Commission  
500 E Street, S.W., Room 112  
Washington, D.C. 20436  
**(ORIGINAL AND SIX COPIES BY  
HAND DELIVERY)**

The Honorable Paul J. Luckern  
Administrative Law Judge  
U.S. International Trade Commission  
500 E Street, S.W.  
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Washington, D.C. 20436  
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### **Other Respondents**

Respondent 3E Business Enterprises Ltd.  
5041 Manor Street  
Vancouver BC V5R 3Y4, Canada  
**(VIA FIRST CALL MAIL)**

Respondent AMZ (Ghangzhou) Wooden  
Industrial Co., Ltd.  
Amazon Industrial Garden  
Pingbu Road Huadu  
Gaungzhou, Guangdong 510800, China  
**(VIA FIRST CALL MAIL)**

Respondent Changzhou Dongjia Decorative  
Materials Co., Ltd.  
South Cuiqiao Industrial Zone  
Henglin, Changzhou, Jiangsu 213103, China  
**(VIA FIRST CALL MAIL)**

Respondent Dalton Carpet Liquidators, Inc.  
d/b/a Dalton Flooring Liquidators  
804 East Broad St  
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**(VIA FIRST CALL MAIL)**

Respondent Hansol Homedeco  
7<sup>th</sup> Floor Hansol Building  
736-1 Yeoksam-dong  
Gangnam-gu, Seoul, 135-080, Korea  
**(VIA FIRST CALL MAIL)**

Respondent Huzhou Yongji Wooden Co.,  
Ltd.  
No. 18 Nianfeng Road  
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**(VIA FIRST CALL MAIL)**

Respondent Pacific Flooring Manufacture  
Inc.  
391 Foster City Blvd  
Foster City, CA 94404  
**(VIA FIRST CALL MAIL)**

Respondent P.J. Flooring Distributor  
1455 Monterey Pass Rd  
Suite 105  
Monterey Park, CA 91754  
**(VIA FIRST CALL MAIL)**

Respondent R.A.H. Carpet Supplies, Inc.  
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973.778.4759  
**(VIA FIRST CALL MAIL)**

Respondent Salvage Building Material, Inc.  
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**(VIA FIRST CALL MAIL)**

Respondent Shanghai Zhengrun Industry  
Development Co., Ltd.  
No. 7735 Fanghuang Road  
Shanghai 200000, China  
**(VIA FIRST CALL MAIL)**

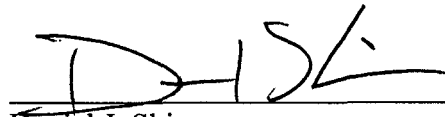
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Lot 2994, Jalan Bukit Badong  
45600 Batang Berjuntai  
Selangor Darul Ehsan  
Malaysia  
**(VIA FIRST CALL MAIL)**

Respondent Stalheim (USA), Inc.  
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Rowland Heights, CA 91748  
**(VIA FIRST CALL MAIL)**

Respondent Tsailin Floorings, Inc.  
283, Building 3, #402 Siping Road  
Hongkou Qu  
Shanghai 200081, China  
**(VIA FIRST CALL MAIL)**

Respondent Universal Floor Covering, Inc.  
4500 Automall Parkway  
Fremont, CA 94538  
**(VIA FIRST CALL MAIL)**

Respondent Vegas Laminate Hardwood  
Floors LLC  
4059 Renate Drive  
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**(VIA FIRST CALL MAIL)**

  
\_\_\_\_\_  
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